

House File 648

H-1337

1 Amend House File 648 as follows:

2 1. Page 1, after line 13 by inserting:

3 <Sec. \_\_\_\_\_. Section 633C.4, subsection 2, Code 2015,  
4 is amended to read as follows:

5 2. The trustee of a medical assistance income  
6 trust or a medical assistance special needs trust  
7 is a fiduciary for purposes of chapter 633A and, in  
8 the exercise of the trustee's fiduciary duties, the  
9 state shall be considered a beneficiary of the trust.  
10 Regardless of the terms of the trust, the trustee shall  
11 not take any action that is not prudent in light of  
12 the state's interest in the trust. Notwithstanding  
13 any provision of chapter 633A to the contrary, the  
14 trustee of a medical assistance special needs trust  
15 shall be subject to the jurisdiction of the district  
16 court sitting in probate and shall submit an accounting  
17 of the disposition of the trust to the district court  
18 sitting in probate on an annual basis.>

19 2. By renumbering as necessary.

---

HEATON of Henry